

AO 120 (Rev. 3/04)

TO: <b>Mail Stop 8</b> <b>Director of the U.S. Patent and Trademark Office</b> <b>P.O. Box 1450</b> <b>Alexandria, VA 22313-1450</b>	<b>REPORT ON THE</b> <b>FILING OR DETERMINATION OF AN</b> <b>ACTION REGARDING A PATENT OR</b> <b>TRADEMARK</b>
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In Compliance with 35 U.S.C. § 290 and/or 15 U.S.C. § 1116 you are hereby advised that a court action has been filed in the U.S. District Court Cent. Dist - CA on the following ☒ Patents or Trademarks:

DOCKET NO. <b>CV05-8914 GPS (SHx)</b>	DATE FILED	U.S. DISTRICT COURT U.S.D.C. for the Central Dist. of California
PLAINTIFF APPLIED MEDICAL RESOURCES CORPORATION, A California corporation		DEFENDANT GAYA LIMITED, an Irish company
		DEC 22 2005
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
1 6,945,932	Sep. 20, 2005	Martin Calwe, Christy Cuntz, Mike Muntner
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In the above-entitled case, the following patent(s)/trademark(s) have been included:

DATE INCLUDED	INCLUDED BY	
	<input type="checkbox"/> Amendment <input type="checkbox"/> Answer <input type="checkbox"/> Cross Bill <input type="checkbox"/> Other Pleading	
PATENT OR TRADEMARK NO.	DATE OF PATENT OR TRADEMARK	HOLDER OF PATENT OR TRADEMARK
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In the above-entitled case, the following decision has been rendered or judgement issued:

## DECISION/JUDGEMENT

*4/15/08 Judgment & order of dismissal  
(see attached)*

CLERK <b>SHERRI R. CARTER</b>	(BY) DEPUTY CLERK <i>Under Choi</i>	DATE <b>APR 16 2008</b>
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Copy 1—Upon initiation of action, mail this copy to Director Copy 3—Upon termination of action, mail this copy to Director  
Copy 2—Upon filing document adding patent(s), mail this copy to Director Copy 4—Case file copy

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1 The Court, having considered the stipulation of the parties seeking entry  
2 of judgment and dismissal of the present action, and for good cause appearing,  
3 does HEREBY ORDER, ADJUDGE and DECREE THAT:

- 4 1. This Court has jurisdiction over the parties hereto and the subject  
5 matter of this action;
- 6 2. Gaya is the owner of U.S. Patent No. 6,945,932 (the '932 patent);
- 7 3. Gaya has asserted a claim of infringement of the '932 patent against  
8 Applied for Applied's manufacture, use, sale and offer for sale of  
9 products alleged to be within the scope of the claims of the '932  
10 patent, including Applied products marketed under the "GelPort" and  
11 "GelPort XE" trade names;
- 12 4. Applied has not infringed the '932 patent by the manufacture, use,  
13 sale, or offer for sale of any Applied products, including those  
14 marketed under the "GelPort" or "GelPort XE" trade names;
- 15 5. In view of the above, adjudication of Applied's claim for a declaration  
16 of patent invalidity is no longer necessary to resolve the dispute  
17 between the parties and said claim is therefore dismissed without  
18 prejudice;
- 19 6. All remaining claims and counterclaims are dismissed with prejudice;  
20 and
- 21 7. Each party shall bear it own costs and attorneys' fees incurred herein.

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23  
24 Dated: 4/15/08

  
Hon. Otis D. Wright  
United States District Court Judge

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